#### **PUBLIC SESSION MINUTES**

## North Carolina State Board of CPA Examiners

#### June 26, 2007

#### Grandover Resort & Conference Center Greensboro, NC

MEMBERS ATTENDING: Arthur M. Winstead, Jr., CPA, President; Michael C. Jordan, CPA, Vice President; Jordan C. Harris, Jr., Secretary-Treasurer; Norwood G. Clark, Jr., CPA; Tyrone Y. Cox, CPA; Thurman L. Gause; and Leonard W. Jones, CPA.

**STAFF ATTENDING:** Robert N. Brooks, Executive Director; J. Michael Barham, CPA, Deputy Director; and Noel L. Allen, Legal Counsel.

GUESTS: James T. Ahler, CEO, NCACPA; Sharon Bryson, COO, NCACPA; David Horne, Legal Counsel, NCACPA; John Morgan, CPA, Esq., NCACPA; Rick Niswander, CPA, NCACPA; Jeff Odom, CPA, NCACPA; Pamela Fox, CPA, Esq., NCACPA; Greg Allison, CPA, NCACPA; Bob Colwell, CPA, NCACPA; and David Hooker, NCSA.

CALL TO ORDER: President Winstead called the meeting to order at 10:00 a.m.

MINUTES: The minutes of the May 23, 2007, meeting were approved as submitted.

**FINANCIAL AND BUDGETARY ITEMS:** The May 2007 financial statements were accepted as submitted.

**LEGISLATIVE AND RULE-MAKING ITEMS**: The Executive Staff reported that Senate Bill 777/House Bill 519 had passed in both chambers and was signed by Governor Easley on June 14, 2007. The act becomes effective December 1, 2007.

**NATIONAL ORGANIZATION ITEMS:** Messrs. Jordan and Jones moved to approve the response to the AICPA Exposure Draft of the *Proposed Revisions to the Standards for Performing and Reporting on Peer Review (Standards)* and Interpretations to the *Standards*. Motion passed.

**STATE AND LOCAL ORGANIZATION ITEMS:** The Board and representatives of the NCACPA held an open discussion on the mobility issues of CPAs as related to the exposure draft of the NASBA/AICPA Uniform Accountancy Act, Section 23.

**REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE:** Mr. Clark moved and the Board approved the following recommendations of the Committee:

200009-038, 200101-002, and 200104-041 - Calvin Lewis Blanton - Approve the signed Consent Order (Appendix I).

C2007351 - Bunch & Company L.L.P. - Approve the signed Consent Order (Appendix II).

C2007441 - Close the case without prejudice and with a Letter of Caution.

<u>C2007519 - Mitzi Harris Arzani</u> - Messrs. Harris and Cox moved to approve the signed Consent Order permanently revoking Ms. Arzani's CPA certificate. Motion passed with a vote of 7 to 0 (Appendix III).

#### REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE:

Mr. Cox moved and the Board approved the following recommendations of the Committee:

**Temporary Permits** - The following temporary permits were approved by the Executive Director and ratified by the Board:

Jose Miguel Simon T4249 Jennifer Mertes Ash T4250 Mary Anne Prascak T4251 Erin Elizabeth Puls T4252

Richard Francis Cornetta T4253 Caryn Elizabeth Kauffman T4254 Kelly Elizabeth Barnes T4255 Candace Lynn Scappator T4256

Steven L. Cook T4257

Alice McManua Mariano T4258

Gary Freundlich T4259

Marie Carolina Knobloch T4260 Ericka Michelle Krzyzaniak T4261 Meghan Elizabeth Metzler T4262 Teresa Maher DeHart T4263 Terry Lynn Bowling T4264

Gunjan Sanghi T4265

Constantinos Theofanous T4266 Edjuardo Massalenus Barbee T4267

John P. Somerville T4276 Kevin Dawson Burns T4277 Peter Michael Vinci T4278 Remona Lynn Wade T4279 Jennifer Alise Hogge T4280 Steven F. Astren T4281\ Jerry Wayne Hiles T4282 Hadassah Baum T4283 William Guy Thoms T4284 John Eric Michos T4285 Mark Norwich T4286

Nicholas Cohran Reed T4287 William Frank Kauder T4288 Ira Richard Weiss T4289

Maryam Munir Shabon T4290 Elaine R. Stevenson T4291 Robert Charles Kirnard T4292 Mark James Koziel T4293 Ruth S. Morrison T4294 John A. Switzer T4295

Diana Lynn Kennedy T4297

Miku Negishi T4296

**Firm Registrations** - The following professional corporations and professional limited liability companies were approved by the Executive Director and ratified by the Board:

Michael G. Adkisson, P.C., CPA Aidman, Piser & Company, P.A. Paul N. Badgley, P.C. BearmanCPA PLLC Carr, Riggs & Ingram, P.L.L.C.

Herbert C. Freeman, CPA, P.C.

Brian C. Hass, P.C.
R. Wayne Hutchins, CPA, P.A.
RL Jennings & Company, PC
R Michael LaBounty & Associates, P.C.
Lewis, Kaufman & Co., P.C.
McDirmit Davis & Company, PLLC

Susan Phares-Aldrich, CPA, PLLC Ricky S. Son, CPA, P.C.

Richard C. Tirrell, CPA, PA Ward & Foust, CPAs, PA

**Reclassifications -** The Committee approved the following requests for retired status because the individuals are completely retired and do not receive any earned compensation for current personal services in any job whatsoever:

Woodrow Joseph Bergeron Jr. #21755

Moses G. Farmer #12924

Willis Stanton Hardesty #2529 Harry David Harkey III #2979 Henry Nelson Harrell #10049

Gillian Elizabeth Quadlin Hough #14607

Sylvia H. Marshall #17252 William H. Witbrodt #16567

Extension Requests - The Committee disapproved Caroline Zanation Shepherd (#12998) for an extension for completion of CPE:

**Examinations -** The Committee reviewed and approved the following staff approved applicants to sit for the Uniform CPA Examination:

Robert Acuff

Suzanne Adams

Danielle Adams Monore

Fardus Ahmed Matthew Andersen Timothy Avent Leslie Bailey Awaaz Baksh David Bardin Erica Bartilucci

Elizabeth Bemisderfer

Alan Bennett
Jonathan Bennett
Laura Bennett
James Berenson
Donnie Berry
Lee Blackmon
Heather Blake
Elizabeth Boone
Candice Bradner
Margaret Bradshaw
Melissa Brady

Melissa Brady Julie Brantley Kenji Brantley Jing Brooks Colleen Brophy

Adam Brotherton
Jonathan Buford
Kimberly Byrd
Julia Cahoon
Robert Caylor
Natalie Centeno
Kristen Chamberlain

Yi-Chun Chung Chadwick Collins Starcha Cook Bradley Cox Chad Dancy Yiioshi Deberry Joseph Demers Margaret Dempsey Christopher Dickman Dustin Didawick Paulette Doroshenko

Julie Durham Kellie Earnhardt Catherine Eastwood Nathan Edgerly Linda Elam Ashley Epps **Iennifer Evans** Martina Fetzer Kellie Fisher Nancy Furman Angela Gangemi Erin Garner Steven Garvin Teresa Gault Wesley Glover Jason Golenbiewski April Goodman Iamie Gouard Katherine Grant Kameron Gress Peter Greve

Camille Gruesbeck Emily Hansen Benjamin Harmon James Harmon **Iennifer Harold** Avery Harrison **Justin Hartman** Teresa Hawk

Christopher Hazelwood

Debra Heard Tana Henault **Tennifer Hicks** 

Jeffrey Hillison Heather Hines Ashley Hollenbeck Matthew Howell Darren Hunicutt Tifini Isom

Michael Ives

Christopher Jandebeur

Paragi Jariwala **Tared Johnson** James Jones Kelly Jones

Toria Jones-Miles Michael Kahill Melissa Keever Kavita Khetia

Jeffrey Kim Stephen King Stephanie Kirby Niketu Kothadia Teresa Krieg Darren Labean Mark Lake-Nestor

Hunter Lane

John Lengyel Chunxiao Li Timothy Ligay Paige Littlejohn Howard Lucas Ian Luhrs Susan Lynn Sarah MacLeod Jessica Mapes Frank Martenies Brian Mascia Michael Massey Joseph Maxim Joseph McCausland

Sally McClure John McDonald Jason McKenzie Alap Mehta

Christopher Meidenbauer

Allison Mitchelle Nelvin Modoor Charles Mohn Laura Moore Adam Morris Patty Myers Iin Niedermuller Christina Norman **Iennifer Norris** Kathleen O'Connor

Lenora Osborne Kennethia Owens Alexander Pappas Shoolin Patel Jill Peloquin Sandra Penny

William Perrault Joseph Philpott John Pinnix Suzanne Pitsiniagas Suzanne Plunket Leonard Politowicz **Jason Porter** Shital Raja John Rauback Heidi Ray Marc Rhodes Mary Roberson Amanda Robinson Sue Robinson William Robinson Susi Rojas Hunter Rooker Patrick Ryan Amy Rydzy Alison Scalvini Allison Scarborough **Tacob Schachle** Katherine Scheffel Louis Scheibla Elizabeth Schmid David Schmidt Mary Shafer

Olanrewaju Shofoluwe Christopher Shrewsbury Thomas Simonik Lori Sirotek Bryce Smith Candace Smith

**Jatinder Sharma** 

Leslie Spain

Amy Stafford Clinton Stanley Jennifer Stevens Michael Stone Laurie Strumski Shirley Swanson Lee Thaxton Somp Thilavanh Nashica Thompson Kendrick Tillman

Lee Tinsley James Truax James Upton Tracy Vance Crystal Waddell Andrew Walker Joseph Walker Kristen Wallace David Wallin Ionathan Ward Kelly Watson **David Watts** Krista Waugh Caitlin Webster Joseph Wellborn Patrick White Misty Wike Raymond Wiley Matthew Wilson Crystal Wingo Jan Winnek Kelly Woods

Sarah Work

Lisa Wright

Mary-Jo Zimmerman-Sanchez

**Request for CPE Course Approval -** Staff reviewed and requested committee guidance regarding a hypothetical situation in determining Advanced Pastoral Counseling fits into one of the seven approved fields of study. The Committee disapproved the course.

Rescind Form of Practice Statements - David Rodney Perry (#27856) signed a Form of Practice Statement due to his employment. However, due to a change in the licensee's employment, staff recommended that the statement be rescinded. The Committee approved the recommendation.

**ADJOURNMENT:** Messrs. Harris and Jordan moved to adjourn the meeting at 12:11 p.m. Motion passed.

Respectfully submitted:

Ems N. Poroch.

Attested to by:

Robert N. Brooks

**Executive Director** 

Arthur M. Winstead, Jr., Cl

President

NORTH CAROLINA WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS

CASE #: 200009-038, 200101-002, and 200104-041

IN THE MATTER OF: Calvin Lewis Blanton, #16066 Respondent

CONSENT ORDER

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

- Respondent is the holder of North Carolina certificate number 16066 as a Certified Public Accountant.
- 2. In July of 2001, the Board approved a signed Consent Order with Respondent which suspended Respondent's certificate for one year, and required that, upon reissuance of his certificate, Respondent and Respondent's firm must obtain a pre-issuance review of all audits and that the pre-issuance reviewer be approved by the Board. Said Order further mandated Respondent "to cooperate at all times with the Board in the supervision and investigation of compliance" and "to make all files, records, or other documents available immediately upon the demand of the Board."
- 3. On October 12, 2004, Respondent signed an engagement letter with a client to perform an audit for the years ended December 31, 2002 and 2003. The audit was to begin no later than October 18, 2004, and the audit report was to be issued no later than November 15, 2004.
- 4. On October 12, 2004, Respondent signed an engagement letter with a client to perform an audit for the year ended December 31, 2004. The audit was to begin on or about May 31, 2005, and the audit report was to be issued no later than July 15, 2005.
- 5. In letters dated May 4, 2004; July 13, 2005; September 19, 2005; November 14, 2005; January 20, 2006; and February 13, 2006, Board staff requested that Respondent inform the Board as to the status of the audits and the

pre-issuance reviews. Respondent failed to respond in a timely manner to each of these letters, and Board staff had to send certified mail and telephone Respondent in order to obtain a response.

- 6. In a response letter dated December 17, 2005, Respondent provided false and misleading information regarding the status of the pre-issuance reviews of the two audits.
- 7. In a response letter dated March 3, 2006, Respondent stated that the two audits had not yet been completed. As of November 17, 2006, Respondent had failed to provide the Board with any further updates regarding the status of said audits or pre-issuance reviews.
- 8. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

- 1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 2. Respondent's actions as set out above constitute violations of NCGS 93-12 (9)d and (9)e and 21 NCAC 8N .0201, .0202(b)(3), .0203, .0206, and .0212.

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondent agree to the following Order:

1. Effective the date this Order is approved by the Board, Respondent and Respondent firm shall not participate in, perform, or review any audit, review, compilation, agreed-upon procedure, and SSARS 8 engagements for at least five (5) years and until Respondent petitions the Board for reinstatement of the privilege to participate in, perform, or review audit,

# Consent Order - 3 Calvin Lewis Blanton

review, compilation, agreed-upon procedure, and SSARS 8 engagements. A condition of said privilege, in the discretion of the Board, may be a requirement that Respondent pass the audit portion of the CPA exam or its equivalent under the Uniform CPA Examination requirements.

- 2. Respondent shall refund all monies received from Paradise Outreach Ministries and Saint Matthews Baptist Church for audit engagements Respondent contracted to perform.
- 3. Respondent shall reimburse the Board the administrative costs regarding this matter.

CONSENTED TO THIS THE 29th DAY OF May 2007	
Calmid Bandon	
Respondent	
APPROVED BY THE BOARD THIS THE 26 DAY OF JUNE	
2007.  NORTH CAROLINA STATE BOARD OF CERTIFIED	

PUBLIC ACCOUNTANT EXAMINERS



Tittyy Winteas

NORTH CAROLINA WAKE COUNTY

### BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #C2007351

IN THE MATTER OF: Bunch & Company, L. L. P. Respondent

**CONSENT ORDER** 

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

- 1. Respondent Bunch & Company, L. L. P. (hereinafter "Respondent Firm"), is a registered certified public accounting corporation in North Carolina.
- During the period from July 1, 2005, through December 15, 2005, Respondent Firm conducted an audit and issued a report on the financial statements of Tyrrell County Board of Education for the year ended June 30, 2005.
- 3. An audit working paper review performed by the North Carolina Office of the State Auditor and a review of the financial statements and single audit report performed by the State of North Carolina Department of State Treasurer State and Local Government Finance Division (LGC) disclosed numerous deficiencies and errors in the audit working papers and deficiencies in the financial statements and single audit reports indicating that Respondent Firm failed to comply with Government Auditing Standards and Government Accounting Standards as follows:
  - a. The working papers contained numerous deficiencies in audit documentation that indicate that Respondent Firm failed to obtain sufficient evidence to provide a reasonable basis for the conclusion that was expressed in the audit report and failed to comply with Government Auditing Standard 3.39, Government Auditing Standard 6.04 a. and b. and Circular A-133 requirements related to the audit of major federal programs.

- b. The financial statements, note disclosures, and supplemental schedules, as submitted to the LGC, were not prepared in accordance with Governmental Accounting and Financial Reporting Principles and contained errors and deficiencies.
- 4. Respondent Firm wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondent Firm understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

- 1. Respondent Firm is subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 2. Respondent's actions as set out above constitute violations of NCGS 93-12 (9) e and 21 NCAC 08N.0103, .0212, .0403, and .0405.

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondent agree to the following Order:

- 1. Respondent Firm shall obtain pre-issuance reviews of all working papers of all audits of government units and component units of government units until such time that the Board determines pre-issuance review is no longer necessary. The pre-issuance reviewer shall be approved by the Board prior to performing said reviews. Respondent Firm shall authorize and cause the pre-issuance reviewer to provide the board a copy of each pre-issuance review report upon its issuance.
- Respondent Firm shall reimburse the Board for its administrative costs incurred as a result of monitoring compliance with pre-issuance review requirements.

Consent Order - 3
Bunch & Company, L. L. P.

CONSENTED TO THIS THE 24 DAY OF Mry 200	)7.
Busch + Company LLP	
Respondent Firm	
Eugen Holand. J- Supervising CPA for Respondent Firm	
Supervising CPA for Respondent Firm	
APPROVED BY THE BOARD THIS THE 16 DAY OF 100E	
NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS	

NORTH CAROLINA WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #: C2007519

IN THE MATTER OF: Mitzi Harris Arzani, #19118 Respondent

CONSENT ORDER

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

- Respondent is the holder of North Carolina certificate number 19118 as a Certified Public Accountant.
- 2. During the period of time from 1999 through August of 2005, Respondent was engaged by a client to provide the client with accounting services which gave Respondent access to the client's banking records and accounts.
- 3. During the course of Respondent's engagement, Respondent misappropriated client funds totaling \$77,864.18.
- 4. On October 24, 2005, Respondent signed an Agreement in which she admitted that she had misappropriated client funds and agreed to repay the client \$84, 461.18 which included the misappropriated funds, the costs incurred by the client in investigating the misappropriation, and the legal fees incurred by the client in resolving the matter. In this Agreement, Respondent agreed to a repayment plan.
- 5. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

#### Consent Order - 2 Mitzi Harris Arzani

1.

- 1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- Respondent's actions as set out above constitute violations of 21 NCGS 93-12 (9) d and (9)e, and 21 NCAC 8N .0201, .0202(a), and .0203(a)(1).

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondent agree to the following Order:

The Certified Public Accountant certificate issued to Respondent, Mitzi

Harris Arzani, is hereby permanently revoked.

CONSENTED TO THIS THE 4th DAY OF June 2007

Mitzi Havus Azani

Respondent

APPROVED BY THE BOARD THIS THE 26 DAY OF JUNE 2007.

NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS

By: Woodsland